

Conference Engrossed

State of Arizona  
Senate  
Forty-fifth Legislature  
First Regular Session  
2001

CHAPTER 361  
**SENATE BILL 1208**

AN ACT

AMENDING SECTION 12-570, ARIZONA REVISED STATUTES; RELATING TO HEALTH CARE ACTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 12-570, Arizona Revised Statutes, is amended to  
3 read:

4 12-570. Malpractice settlement or award reporting; civil  
5 penalty

6 A. If a medical malpractice action is settled or a court enters a  
7 monetary judgment, the plaintiff's attorney and the professional liability  
8 insurers shall provide the defendant's health profession regulatory board  
9 with the notice required under subsection B of this section, a copy of the  
10 complaint and a copy of either the agreed terms of settlement or the  
11 judgment. The attorney shall provide this notice and these documents within  
12 thirty days after a settlement is reached or a judgment is entered. For the  
13 purposes of this subsection, "health profession regulatory board" has the  
14 same meaning prescribed in section 32-3201.

15 B. The notice required by subsection A of this section shall contain  
16 the following information:

17 1. The name and address of each defendant.  
18 2. The name and address of each plaintiff.  
19 3. The date and location of the occurrence which created the claim.  
20 4. A statement specifying the nature of the occurrence resulting in  
21 the malpractice action.

22 5. A copy of all expert witness depositions, a transcript of all  
23 expert witness court testimony or a written evaluation of the case by an  
24 expert witness. A PROFESSIONAL LIABILITY INSURER IS NOT RESPONSIBLE FOR  
25 PROVIDING THE INFORMATION REQUIRED BY THIS PARAGRAPH.

26 C. The notice required by subsection A of this section is not  
27 discoverable and not admissible as evidence.

28 D. An attorney who does not supply the information required by  
29 subsections A and B of this section within thirty days after the notice of  
30 settlement or judgment is due under subsection A of this section is subject  
31 to a civil penalty of five hundred dollars.

APPROVED BY THE GOVERNOR MAY 7, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 8, 2001.

Passed the House April 24, 20 01,

by the following vote: 54 Ayes,

1 Nays, 5 Not Voting

[Signature]  
Speaker of the House

Norman L. Moore  
Chief Clerk of the House

Passed the Senate February 28, 20 01,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

[Signature]  
President of the Senate

Charmine Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

       day of       , 20       ,

at        o'clock        M.

        
Secretary to the Governor

Approved this        day of

      , 20       ,

at        o'clock        M.

        
Governor of Arizona

S.B. 1208

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this        day of       , 20       ,

at        o'clock        M.

        
Secretary of State

HOUSE FINAL PASSAGE  
as per Joint Conference

Passed the House May 02, 2001,  
by the following vote: 48 Ayes,

4 Nays, 8 Not Voting

Jake Elake  
Speaker of the House  
Pro Tempore  
Spencer L. Moore  
Chief Clerk of the House

SENATE FINAL PASSAGE  
as per Joint Conference

Passed the Senate May 1, 2001,  
by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

Randall Arnt  
President of the Senate  
Charmian Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 2 day of May, 2001,

at 2:25 o'clock P M.

Sandra Camises  
Secretary to the Governor

Approved this 7 day of

May, 2001,

at 3:30 o'clock P M.

Janice K. Hull  
Governor of Arizona

S.B. 1208

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 8 day of May, 2001,

at 2:35 o'clock P M.

Patricia Bayless  
Secretary of State